G. R. S. 59]

GENERAL AND REVENUE SECRETARIAT.

1908
(Mungrai)

File No. 212-08

Serial Nos. 1 & 2

Papers Filed.

Month July 1909

SUBJECT.

Dismisses the appeal of Kanchu Gowda to the Patel of Bharatipura Nelamangala taluk and directs him to file a suit to recover the office —

PREVIOUS REFERENCES.	LATER REFERENCES.

G.R.S. 11] 1907

GENERAL AND REVENUE SECRETARIAT.

(Mysore)

NOTES.

File No. 212-08

FILL HEADING.

Memorial from Kanthe Gowda for a reconsideration of Govt order regarding the Police Office of Bharathipura, Nelamangala Taluk

From

The Private Secretary To H.H. the Maharaja

No. 482 Dated 3-11-08 Received 14 12 08

Diary No. 382	Enclos. –	Spare Copies –	Serial No.

BRIEF ABSTRACT OF LETTER.

Forwards for disposal memorial from Kanthe Gowda praying for a re-consideration of the Govt order relative to the Police office of Bharathipura, Nelamangala Taluk

NOTES AND ORDERS.

(Illegible) A precis of the facts of the case is contained in the Kannadese memo in the file. It is observed therefrom that on the 8th September 1898, six months' leave was sanctioned on the Amildar's recommendation

Notes—First sheet

GPB—30,000 3-1-07

Serial No.

To Narse Gowda, Patel of Bharatipur, Nelamangala Taluk, and that Channe Gowda was directed to act for him. On the 6th April 1905, the Amildar reported to this office that petitions were received from Channe Gowda and Narse Gowda — the former stating that he did not want the post and the latter praying that he might be put in charge of the post, and solicited orders. He was thereupon requested to obtain and submit the explanation of Narse Gowda for his long absence without permission for 6 years ie from 1898 to 1905. In submitting the absentee's explanation, the Amildar recommended that Narse Gowda (the absentee) was literate and a willing worker and that he might be restored in office. In the Hukum to the Amildar, it was remarked that Narse Gowda's explanation was unsatisfactory and the Amildar was also asked to report whether Narse Gowda had any male issue in whose name the post might be registered. To which a reply was given to say

Note—Contn. sheet.

GPB—50 000—18-5-08

Serial No.

To the Amildar. He reported that Kanche Gowda was as ordered, put in office. That his father Thimmappa was formerly Patel for 10 or 12 years, that he left the place as he was not given his Patagi, that Narse Gowda was appointed by the Sri Sivaganga mutt in 1893, that Kanche Gowda was a distant Cousin of Narse Gowda, that Thimmappa could only sign his name, and that if the latter for himself suffice by education, he might be given the post. Orders were thereupon issued appointing Thimmappa brother of Narse Gowda tentatively for a period of one year with the direction that he should qualify himself by education for the post.

Kanche Gowda prays that the order may be reviewed by giving him the benefit of a personal hearing.

(Paper under disposal)

The Museum Superintendent-ex officio Museum Secretary was at Sivaganga on the 30th Dec. last on a tour of inspection.

Submitted for orders

Note—Contn. sheet. AV 26/12/09 27/12/09

GPB—50 000—15-5-08

G. R. S. 12]
General and Revenue Secretariat.

File No. of 190

5

Serial No.

Note of the Undersecretary

Matters of this case are simple. Narasi Gowda who was suffering from a bad attack of Bronchitis was having absented himself on casual leave for a long time & became necessary to appoint another man as patel in his place. Appellant Kambi Gowda who applied for the appointment on the ground that he was Narasi Gowda's cousin was in turn appointed. In the meantime Narasi Gowda died, & a permanent successor had to be appointed. At the request of Narasi Gowda's wife one Timmappa brother of the deceased Narasi Gowda & who also being literate was appointed in preference to Kambi Gowda. Kambi Gowda appealed for a review of this order. This application was rejected. Up to this stage the matters have been disposed of by the Deputy Secretary.

Kambi Gowda has now forwarded a memorial to His Highness saying that his ancestors were the founders, that Narasi Gowda is an interloper, that on his death he offered himself to the Sampat brothers and that it is not true that Kambi Gowda forfeited for office on account of non-payment of kist.

It is now necessary to say why the matter

Flag Y) No. 2993 D/6.1.08

Flag A) No. 520 D/25.8.08

Flag B) No. 940 D/29.8.08

Paper under dispute)

NOTE—Contn sheet.

GPB—50 000—17-3-07

G. R. S. 12]
General and Revenue Secretariat.

MW File No. 212 of 1908

Serial No.

Hagc)

is shall order by this Mangrove Dept. to grant
order No 6947 d/d 23/12/1893 (print d orders part IV)
Mayt 31 93
it has been directed that the Mesne Village Headmen
appointed by this Mangrove Dept. through the
Taluk Amildars before the Status of this Mangrove
Dept. in this circumstances has now been
changed Rao Bahadur Narasimha Chetty
as long as he was Asst. Conservator managed the Villages
through the Amildars. After this Mr. Arbuthnot
Rao continued to do so, but as he was only
the Secretary all his orders were issued ~~in the~~
name of Govt. as Secretary to Govt.

Inquiries being as stated above it does not
appear that any useful purpose will be served
by a ~~Council~~ hearing before Council - the more
application might be rejected and this memorandum
submitted to file a regular suit if so advised
thereafter decision of Govt. to the effect that I have
in such cases no order as proposed in this mis-
cellaneous side it acts as a bar to a regular
suit to this memorandum this letter & proceedings
thereon to file are in this case

I wanted this office to put up a draft proceedings that I attached
for reference - ~~Have this~~ Mine have stayed only
this day. Hence the delay in submitting this case
for orders 6/6

Submitted to Hon'ble Member
Mr. Chandrasekhara

16/11

NOTE—Contn. sheet

GPB—50 000—18-5-08

30/6/1909

Serial No.

[illegible]

Posted for hearing
- the 21st instant

Posted after the 21st Inst. Issue notices
to parties.

21/7/1909

Drafts submitted
by 5/7/09

Issue on 28/7/09?

Notice issued and R.C.s
received

Submitted for orders

[illegible]

20 July 1909.

The Petr. is represented by Mr. S. Ranganna

C. Petrs. (to whom a notice has
been issued by mistake) -
is represented by Mr. Gundu Rao.

Case is heard -

Order

[illegible]

NOTE—Contn. sheet.

GPb—50 000—13-5-08

G.R.S. 12]
General and Revenue Secretariat.

File No. of 190

8

Serial No.

by an order of the Taluk Auditor passed in 1879 and [illegible] the suit in its order, as the [illegible] paid Potgi. The Petr. was appointed temporarily and held the office about a year. The Petr. [illegible] during his term of office. The Petr. has no right to claim the office as a hereditary one. He cannot succeed in this petition & if so advised, he may file a suit to recover the office. This Petn. is dismissed.

21/7/09

Subordinate

29/7/09

Petn. for draft. Kasimbaya
Manchanayi be proposed in
lieu of the accounts I think are
unnecessary.

29/7/09

7

Petn. for draft. Kasimbaya Taluq.

29.7.09.

2 To the Deputy Collector, No 2858 29/7/09

Directs the Petr. to file a regular suit for the recovery of the office of Patel & accordingly dismisses the appeal.

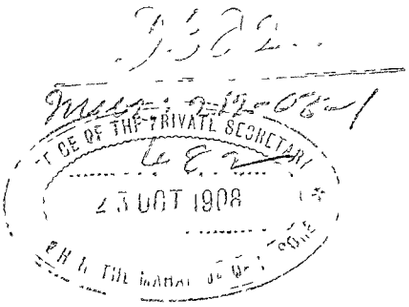
Note—Contn. sheet.

GPB—50,000—18-5-08

Received with P.S. memo No. 1179 & 29-10-08 for disposal.

To,

2380



His Highness Sri Krishnarajendra Wadayar Bahadur, G.C.S.I.,

M A H A R A J A of M Y S O R E.

May it please Your Highness,

The humble memorialist respectfully begs to submit that the Pateli office of Bharatipura of the Nelamangala Taluk belongs to his family and his father and his ancestors were the patels of the said village. The humble petitioner was also the patel of this village for some time but to his misfortune he was deprived of his office without any reason whatever. In the accompanying endorsement granted to him from the Muzrai Secretariat it has been stated that the petitioner's father resigned the office as he did not get any potigi and that he has also deposed to that effect before the Amildar and that consequently one Thimmannappa brother of one Narasegowda was appointed to do the duties of the pateli office in question. It has further been stated in the said endorsement that this Thimmannappa is the hakdar of the village and that the office has been temporarily conferred on the petitioner. The petitioner begs to submit that neither this Narasegowda nor his predecessors were ever the registered patels of the village nor has the present officiator Thimmannappa any interest in the said pateli office. The petitioner's father never resigned his office and this fact is not also borne out by the records connected with the case. He therefore humbly begs that the records of the case may be kindly sent for, perused and equitable orders passed in the case. He further prays that orders may kindly be passed so that the case may be posted for hearing before the Two Councillors and decided on its merits. The facts mentioned in the order of the Muzrai Secretariat is quite contrary to what is contained in the records of the case and the petitioner is given an opportuni

to represent his case personally he will most readily appear before the two Councillors and prove that he is the proper hakdar patel of the village and that his ancestors never resigned the office. He had once applied for the copies of - extracts from certain Barabaluti registers to show that from time immemorial his ancestors were the patels of the village but the Taluk authorities refused to grant him the copies applied for by him as will be seen from the endorsement herewith produced. The present officiator is an illiterate and inexperienced man but it is not the case with the petitioner who is literate and well experienced. He therefore humbly prays for justice to be done in the case by perusing the records and entering into the details of the case so that the petitioner may be satisfied with the enquiry held in the matter.

For this act of kindness he shall ever pray for Your Highness' long life and prosperity.

He begs to remain

Your Highness' most obedient and

humble servant.

ಸಂಖ್ಯೆ ಸಹಪತ್ರವೈಕ್ಯ ಕಛೇರಿ

Memo No R 25739 3.11 08

Transferred to the Inspector Superintendent.

By Order

for secretary

3/11/08

No. 940

ಮಾನ್ಯರೇ, ಸುಬ್ಬರಾಯಲು ಜಲಾಪಿಂಯಂದ —

ನೆಲಮಂಗಲ ತಾಲ್ಲೂಕಿನ ಪೆಂಗಾಮಾಳ ಗ್ರಾಮದಲ್ಲಿ
ಪ್ರಕಾಶಾಲಯದಲ್ಲಿರುವ ಕಂಬಿಕಾರ್ಡಿನ —

ಪದಿರಿಗಾಲದಲ್ಲಿ ಪಳೆಯುತ್ತಾಗಿದೆ, ಸ್ಥಳ
ಚೂಡಿಸಿಕೊಂಡಿರುವುದಿಕ್ಕೆಂಡಬೂಲ್ಗೆ ಸಂಬಂಧಿಸಿದ್ದಲ್ಲಿ
434 ಪೈಕಂ ಕಲಾಚಿತ್ರಗಳಿಂಯಲಿದೆಲಾಯಲ್ಲಿ

ನಿನ್ನಕೊಂದಿಗೆ ನಿನ್ನ ಪ್ರಕಾರವು ಹೇಳಿಕೆಕಾಲ್ಯುಕೊಂದ
ಕೊಂಡಿದ್ದು 1879 ನೇ ಇಲ್ಲಿಂದ ಸಿ ಸ್ಥಳ ಸಂ 22 ನೇ ಸಂಖ್ಯಂ ಬಾಡಿ ಬಿ (ಬಿ)
ನಂ 10-12 ಸಂಖ್ಯೆ ಕೆಲ್ಲಾದೊಂದಿಗೆ ಕಂಡಿಸಿ ಪೈಂಲಿಕೆಸಿ ಬಾರ್ದು
ಯಿಂದ ಕೆಲ್ಲಾಬಡ್ಡಿಯ ಬಿಡ್ಡಿದ್ದಾಗಿ ಅಖಿಲರಲ್ಲಿ ಕೆಲ್ಲಿಸಿ ಕೊಂ
ಪೈಲುಳು ಕದಲ್ಲುದೆಲುಂ ಚಿಂಸಿ ಕಂಡಿಸಿಂದ್ಯೆಲ್ಲುಂಲುಳು ಕಾಲಿಸಿದಂದ
ಸೆಕ್ಷಾದೆಲುಂ ಸಂಖ್ಯೆಯಿಂಸಿಸ್ಥಳಕ್ಕುಂಲಿಸಿ ಕಂಡಿಲಂದೆಸಿ ಕಂಡಿಸಿಂದಾ
ಕೆಸ್ಸಿಕ ಸ್ಥಾನಿಲ್ಲಿಂದ ಕೆಲಬಿಕೆಸಿದಬು ಕೆಲ್ಲಾಳ್ಳಿಂಬೆಲಿಂದಿಂದ
ಆಸಿಂಲು ಸಕಾರಣಾ ಅದಕ್ಕುಂಬದಲ್ಲಾಲ್ಲುಲು ಕಾರಣಾ ವಿಲ್ಲಾ,
ನಿನಿಸಿದಂಸಾಲುಂ 407 ಕೆಲ್ಲುಸಿಲುಲ್ಲಿ ಬಿಡಿಲಿ ಕೆ-ಲ್ಲಾಕೊಂಡ್ಯಿಲ್ಲಿ
ದ ಕೆಲ್ಲಾದಾಗಿ ನಿನೆಲುಂ ಚಿಂಸಿಸ್ಥಳ ಸಂಖ್ಯೆಕಾರಲ್ಲಾಲುಂಡಿಕೊಂಡ್ಯಿಲಿಂ
ನಿದುಸಿಲಿಲುಂಸಿದೆ ಕಿಲ್ಲಿಯಾಗದು —

ಸುಲಭ್ಯೆಂ ಚಿಂಸಿಲ್ಲಿಕಾಲ್ಲುಲು ಮಾಡಿದೆ —

ದಿನಾಂಕ 29/8-01

C Balasundaramurthy
Pr. Secretary

ಪಿಟಿ

ఇండాక్సు.

సిలపంగల దకాల్మోనేకసే, రంయిందు
మొంయురదమ్మాంగలళ్ళి మళ్ళపమాన్నేమ్మాంరకిపు
రస్తామురదళళిలే తిమ్మప్పనాయకనమగళం
ఆతి నాయకనసిద్దం.

నీలను మ్మారతిపురద మీద 1864నే
నెశ్శిల్లయుపుట్టు 1867నే నెశ్శిల్లయు వళిలు
రంతిమ్మక్కనాయకిగొంతిమళిగొందు కొంళ్ళి
లక్ష్మిళ్ళ్యకవాంయిన్.

లక్షలుపళిలు అతిశ్రేష్ఠసళిసిద్దేన్నిసి
రుపు నెల్లవాసి వైదికహొంతలు ఈ సుప్రదా
ళ్ళతిళ్ళయిపుదు. తా 22-9-18

[signature]

Before the Court of Mysore

19 —19 ನೇ ಇನವಿ ನೆಂಬರು.

~~ವಾದಿ~~ ಪ್ರತಿವಾದಿ.

ಮಾ॥ ರಾ॥ ಅಡ್ವೊಕೇಟರವರಿಗೆ.

ಬರಿಸಿಕೊಟ್ಟ ಮೊಕಾಲತ್ತುನಾಮ.

ಮೇಲ್ಕಂಡ ನಂಬರ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನ ಪರವಾಗಿ ಕೋರ್ಟಿಗೆ ಹಾಜರಾಗಿ ವಿವಾದಿಸಿ ಫೈಸಲ್ ಹೊಂದತಕ್ಕ ಬಗ್ಯೂ, ಈ ಮೊಕದ್ದಮೆಗೆ ಸಂಮಂಧಪಟ್ಟ ವಿಶಿಷ್ಟ ನಡವಳಿಕೆಗಳ ವಿಷಯದಲ್ಲೂ ಅರ್ಜಿ ವಗೈರೆ ಕೊಡುವದಕ್ಕೂ, ಕೋರ್ಟಿನಿಂದ ನನಿಗೆ ಸಲ್ಲ ತಕ್ಕ ಡಿಕ್ರೀ ಮೊಬಲಗು, ಕಿಲ್ಲುಮೊಬಲಗು, ಸಹ ಪಡದುಕೊಂಡು ರಶೀದಿ ಕೊಡುವದಕ್ಕೂ' ಕೋರ್ಟಿನಿಂದ ನನಿಗಾಗಿ ವಾಪಸು ಆಗುವ ದಾವಾ ಸ್ಟ್ಯಾಂಪು ಪ್ರೋಸಸ್‌ಸ್ಟ್ಯಾಂಪು ಸಹ ಪಡದುಕೊಳ್ಳುವದಕ್ಕೂ, ಮತ್ತು ನನ್ನ ಬಾಬತು ವಿಶಿಷ್ಟ ದಸ್ತೆವಜು ವಗೈರೆಗಳನ್ನು ಕೋರ್ಟಿನಿಂದ ವಾಪಸು ತೆಗದುಕೊಳ್ಳುವದಕ್ಕೂ, ಸಹ ಈ ಮೂಲಕ ತಮಿಗೆ ಅಧಿಕಾರಕೊಟ್ಟು ಇರುತ್ತೇನೆ. ಈ ವಿಷಯಲ್ಲಿ ತಾವು ನಡಿಸುವ ಕೆಲಸಗಳನ್ನೆಲ್ಲಾ ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿ ಇರುವಂತೆ ಒಪ್ಪಲೂ ಇದರಿಂದ ಬದ್ಧನಾಗಿ ಇಧ್ದೇನೆ.

ರುಜು

ತಾರೀಖು 20-7-09

ಈ ಮೊಕ್ತಾರನಾಮ ಕೊಟ್ಟವರು ನನಿಗೆ ಪರಿಚಯಸ್ತರಾಗಿ ನನ್ನ ಸಮಕ್ಷಮ ಇದಕ್ಕೆ ರುಜು ಮಾಡಿರುವದರಿಂದ ನಾನು ಸರ್ಟಿಫೈ ಮಾಡಿ ಇಧ್ದೇನೆ.

Ramgauna
Advocate

ಈ ಮೊಕ್ತಾರನಾಮಾ ಅಂಗೀಕರಿಸಿ ಇಧ್ದೇನೆ.

Ramgauna
Advocate for petitioner

ಈ ಫಾರಂ ಬೆಂಗಳೂರು ಸಿಟಿ ಚಿಕ್ಕಪೇಟೆ ಸ್ಟಾಂಪ್ ವೆಂಡರ್ ಯಂ. ನಂಜುಂಡಪ್ಪನಲ್ಲಿ ಮಾರಿಯುತ್ತೆ.

G.R.S. 28]

7

7/2
29.7.09

File No. 2/2-08

Serial No.

Diary No. of letter replied to

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.

( )

READ.—

Memorial regd no 0382 addressed to H H The Maharaja by Kaalve Gowda of Bharatipura, Nelamangala Taluk, praying for a re-consideration of the Govt order ~~relative to the Sakalu office of Bharatipura~~ ORDER THEREON. NO.

, the 190

Date of issue 29th July 09

Signed by Mr. A. S. Iyer

Order thereon — no 292 — The case was heard before Govt, both parties — Kaalve Gowda and Thimmaiah being duly represented by their Advocates.

over

SUBJECT

MGCPB—20,000—24-2-05

of the petrs. father is said to have been appointed Patel of Bharatipura by an order of the Taluk Huzur passed in 1849 and to have given up the post in 1889 or so, as he was not paid Potgi. The petr himself was appointed temporarily and held the office about a year during Narse Gowda's life. Time. The Govt observe that neither of these facts give the petr a right to claim the office as a hereditary one. They direct that he cannot succeed in this petition and that if so advised, he may file a suit to recover the office. This petition is accordingly dismissed.

(Govt. order)

By Secretary.

W Carlos

To

The munz. Supdt in Mysore.

To Huzur, Nelamangala Tk.

His Report no. 8 of 15.2.09.

The are herewith returned. (illegible)

Bo.

By Secretary.

Proceedings of the Government of H. H. the Maharaja of Mysore

M U Z R A I

Read:-

Memorial Regd. No. D 382 addressed to H. H. the Maharaja by Kambe Gowda of Sarvamanya Bharatipura village in Nelavangala Taluk, praying for a reconsideration of the Government Order appointing one Thimmappa as Patel of Bharatipur village in preference to petitioner.

The records of the case.

Order Thereon No. 285/M-7 21[illegible] Cur.

Dated Bangalore 7 July 1909

Narase Gowda, the Patel of Bharatipur, having absented himself, petitioner was temporarily appointed Patel during his absence. Later on, Narase Gowda having died his younger brother Thimmappa was appointed Patel. Petitioner urges that the Office belonged to his family and that he has a better claim to it than Thimmappa. The case was heard before Government both parties being duly represented by their Advocates.

The petitioner's father is said to have been appointed Patel of Bharatipura by an order of the Taluk Amildar passed in 1879 and to have given up the post in 1889 or so, as he was not paid Potgi. The petitioner himself was appointed temporarily and held the Office about a year during Narase Gowda's life time. The Government observe that neither of these facts give the petitioner a right to claim the Office as a hereditary one. They direct that he cannot succeed in this petition and that if so advised, he may file a suit to recover the Office. This petition is accordingly dismissed.

(Fair draft) 19/7/1909

For Secretary to Government.

To,

The Muzrai Superintendent in Mysore, with the records.